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Tarrant County Texas

2009 Aug 13 11:11 AM

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**D209217245**

**NOTICE OF *Argonne Henderson* HTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.**

**AMENDMENT TO OIL AND GAS LEASE**

**State: Texas**  
**County: Tarrant**  
**Lessor: Don Hughes and wife, Cynthia Hughes**  
**380 Cagle Crow Road**  
**Mansfield, TX 76063**  
**Lessee: XTO Energy Inc.**  
**Effective Date: June 24, 2005**

Lessee, named above, is the present owner of an Oil and Gas Lease (the "Lease"), dated June 24, 2005, from Lessor, named above, recorded as a Memorandum of Oil, Gas, and Mineral Lease (the "Memorandum"), in Tarrant County Clerk's Document No. D205187230, Official Public Records, Tarrant County, Texas. The Lease is subject to that Assignment of Oil and Gas Leases, dated August 24, 2007, recorded as Tarrant County Clerk's Document No. D207315533, Official Public Records, Tarrant County, Texas.

At the time the Lease was entered into, the description of the lands contained in the Lease and Memorandum was believed by Lessor and (the original) Lessee to cover, and was intended by them to cover, certain lands owned by Lessor.

Since the execution, delivery, and recording of the Lease and Memorandum, it has been discovered that the description of lands contained in the Lease and Memorandum does not adequately describe the lands Lessor intended to lease to Lessee. Lessor and Lessee desire to amend and correct the description of lands contained in the Lease and Memorandum to accurately identify the lands to be covered by the Lease and Memorandum.

For adequate consideration, and the further consideration of the obligations and agreements contained in the Lease, Lessor acknowledges and agrees that the Lease and Memorandum shall cover, and the Lease and Memorandum are amended, so that they now cover the following lands in the county and state named above:

6.1552 acres, more or less, out of the G. Power Survey, A-1214, Tarrant County, Texas, and being all of that certain 10.00 acre tract more particularly described as "Tract Three" in that certain Warranty Deed dated January 5, 1993, from Irving L. Taggart to Jon Irving Taggart and wife, Wendy Lee Taggart, recorded in Volume 10925, Page 1563, Deed Records, Tarrant County, Texas, LESS AND EXCEPT that portion of the 10.00 acre tract described as "Tract Three" in that certain Warranty Deed dated January 5, 1993, from Irving L. Taggart to Jon Irving Taggart and wife, Wendy Lee Taggart, recorded in Volume 10925, Page 1563, included in the conveyance of the 22.9133 acre tract by Warranty Deed dated August 5, 1997, from Don Hughes and Cynthia Hughes to Jay E. Hasbrouck and Sandra K. Hasbrouck, recorded in

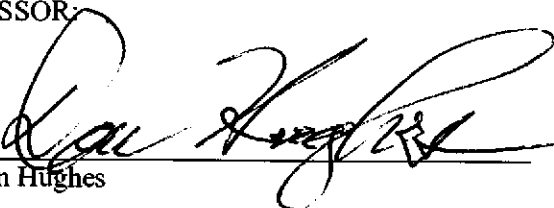
D209217245

Lessor ratifies, adopts, and confirms the Lease and Memorandum and extends the Lease and Memorandum to cover the lands described in this Amendment as if the description of lands set out above had been originally included in the Lease and Memorandum. Lessor grants, leases, and lets to Lessee, its successors and assigns, the lands described in this Amendment for the purposes and upon the terms, conditions, and provisions contained in the Lease and Memorandum.

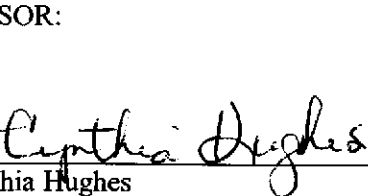
This Amendment shall be binding for all purposes on Lessor and Lessor's successors, heirs and assigns.

This Amendment is signed by Lessor as of the date of the acknowledgment of signatures below, but is effective for all purposes as of the Effective Date stated above.

LESSOR:

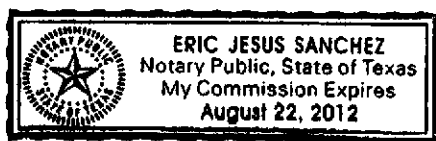
  
Don Hughes

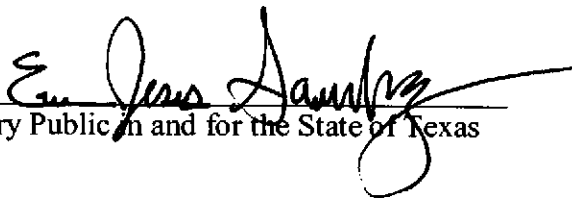
LESSOR:

  
Cynthia Hughes

THE STATE OF TEXAS   §  
                                  §  
COUNTY OF Tarrant §

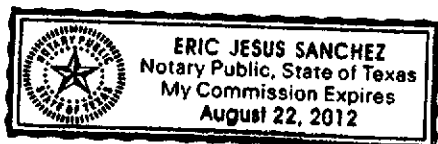
This instrument was acknowledged before me on the 10<sup>th</sup> day of August, 2009, by Don Hughes.

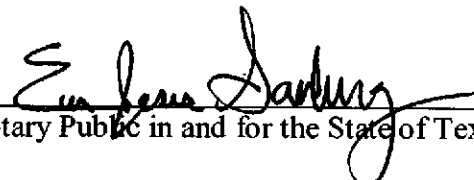


  
Notary Public in and for the State of Texas

THE STATE OF TEXAS   §  
                                  §  
COUNTY OF Tarrant §

This instrument was acknowledged before me on the 10<sup>th</sup> day of August, 2009, by Cynthia Hughes.



  
Notary Public in and for the State of Texas